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[Additional counsel appear on signature page.]

UNITED STATES DISTRICT COURT  
DISTRICT OF ALASKA

UNITE HERE NATIONAL RETIREMENT	)	No. 3:06-cv-00239-RRB
FUND, LONDON PENSIONS FUND	)	
AUTHORITY and JEFFREY PICKETT,	)	STIPULATION OF REMAND AND
Derivatively on Behalf of BP P.L.C., BP	)	[PROPOSED] ORDER THEREON
AMERICA, INC., BP OIL CO. INC. and BP	)	
EXPLORATION (ALASKA) INC.,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	
	)	
THE LORD JOHN BROWNE OF	)	
MADINGLEY, et al.,	)	
	)	
Defendants,	)	
	)	
– and –	)	
	)	
BP P.L.C., et al.,	)	
	)	
Nominal Defendants.	)	
	)	
	)	
	)	

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WHEREAS this shareholder derivative action was commenced on October 2, 2006, in the Superior Court for the State of Alaska, Third Judicial District at Anchorage (“Alaska State Court”);

WHEREAS on October 24, 2006, nominal party BP America Inc. (later joined by all defendants and all other nominal parties) removed this action to federal court pursuant to 28 U.S.C. §§1332 and 1441(b) based on diversity of citizenship between the plaintiffs and defendants;

WHEREAS on November 22, 2006, plaintiffs moved to remand this action to the Alaska State Court; and

WHEREAS the parties agree that there is no diversity of citizenship and that the Court therefore lacks subject matter jurisdiction over this matter;

THE PARTIES, through their respective counsel, hereby stipulate as follows and seek the Court’s approval that:

1. This action be remanded forthwith from the United States District Court of Alaska to the Alaska State Court;
2. That plaintiffs take nothing on their request for costs and expenses pursuant to 28 U.S.C. §1447(c); and
3. That a copy of this Stipulation of Remand and [Proposed] Order Thereon be filed in the Office of the Clerk of the Alaska State Court.

IT IS SO STIPULATED.

DATED: December 11, 2006

FELDMAN ORLANSKY & SANDERS  
JEFFREY M. FELDMAN  
Alaska Bar No. 7605029

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Douglas J. Flint; William Douglas Ford; Alastair  
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Floris A. Maljers; Robert A. Malone; Neil R.  
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H. Michael P. Miles; Robin B. Nicholson;  
Richard L. Olver; Chris J. Phillips; Ross J.  
Pillari; Daniel B. Pinkert; Debra A. Plumb;  
Stanley P. Presley; Ian M.G. Prosser; Ian  
Springett; Peter D. Sutherland; and Michael H.  
Wilson; and nominal defendants BP p.l.c.; BP  
America Inc.; and BP Exploration (Alaska) Inc.

DATED: December 11, 2006

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JAMES E. TORGERSON  
Alaska Bar No. 85090120

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Attorneys for defendant Richard C. Woollam

DATED: December 11, 2006

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Attorneys for Plaintiffs

\* \* \*

## **ORDER**

IT IS SO ORDERED.

DATED: \_\_\_\_\_

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THE HONORABLE RALPH R. BEISTLINE  
UNITED STATES DISTRICT JUDGE

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